

CHAPTER 4

AN ACT TO AMEND SECTIONS 2 AND 6 OF CHAPTER 44 ENTITLED: "AN ACT TO PROVIDE A RIGHT-OF-WAY FOR THE UNITED STATES GOVERNMENT FOR THE INLAND WATERWAY FROM BEAUFORT INLET IN THE STATE OF NORTH CAROLINA TO THE CAPE FEAR RIVER," RATIFIED 23RD DAY OF FEBRUARY, 1927.

The General Assembly of North Carolina do enact:

Section 2, chapter 44, Public Laws 1927, amended.

SECTION 1. That section two of chapter forty-four, entitled "An act to provide a right-of-way for the United States Government for the Inland Waterway from Beaufort Inlet in the State of North Carolina to the Cape Fear River be and the same is hereby amended so as to read as follows:

Transportation Advisory Commission authorized to secure 1000-foot right of way for inland waterway.

To be secured if possible through agreement with owners. Property to be deeded to United States.

Commission vested with power of eminent domain.

"Sec. 2. If the title to any part of the lands required by the United States Government for the construction of such inland waterway from Beaufort Inlet to the Cape Fear River shall be in any private person, company or corporation, railroad company, street railway company, telephone or telegraph company, or other public service corporation, or shall have been donated or condemned for any public use by any political sub-division of the State or if it may be necessary, for the purpose of obtaining the proper title to any lands, the title to which has heretofore been vested in the State Board of Education, then the Transportation Advisory Commission, created under chapter two hundred sixty-six, Public Laws of one thousand nine hundred twenty-five, in the name of the State of North Carolina, is hereby authorized and empowered, acting for and in behalf of the State of North Carolina, to secure a right-of-way one thousand feet wide for said inland waterway across and through such lands or any part thereof, if possible by purchase, donation or otherwise, through agreement with the owner or owners, and when any such property is thus acquired, the Governor and Secretary of State shall execute a deed for the same to the United States; and if for any reason the said Commission shall be unable to secure such right-of-way across any such property by voluntary agreement with the owner or owners as aforesaid, the said Commission acting for and in behalf of the State of North Carolina is hereby vested with the power to condemn the same, and in so doing, the ways, means, methods and procedure of chapter thirty-three of the Consolidated Statutes, of one thousand nine hundred nineteen, entitled 'Eminent Domain,' shall be used by it as near as the same is suitable for the purposes of this act, and in all instances, the gen-